

AMENDED IN SENATE JUNE 12, 2003
AMENDED IN ASSEMBLY JUNE 2, 2003
AMENDED IN ASSEMBLY MAY 7, 2003
AMENDED IN ASSEMBLY APRIL 3, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 1102

Introduced by Assembly Member Yee

February 20, 2003

An act to amend Section 13515.25 of the Penal Code, relating to peace officers, *and declaring the urgency thereof, to take effect immediately.*

LEGISLATIVE COUNSEL'S DIGEST

AB 1102, as amended, Yee. Peace officers: training relating to the mentally ill.

Existing law requires the Commission on Peace Officer Standards and Training, in the Department of Justice, to include in the basic training course for peace officers, adequate instruction in the handling of persons with developmental disabilities or mental illness, or both. Existing law requires the commission to submit a report to the Legislature by October 1, 2003, that contains specified information regarding this training.

This bill would extend the report date to October 1, 2004, and would require that the report include an analysis of the Police Crisis Intervention Training (CIT) Program used by the San Francisco and San Jose Police Departments, to assess the training used in these

programs and compare it with existing courses offered by the commission in order to evaluate the adequacy of mental illness and developmental disability training available to local law enforcement officers.

This bill would declare that it is to take effect immediately as an urgency statute.

Vote: ~~majority~~ ^{2/3}. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. The Legislature finds and declares the
2 following:

3 (a) Many of the incoming calls received by police and law
4 enforcement departments involve situations with seriously
5 emotionally disturbed and mentally ill persons. Poverty,
6 homelessness, substance addiction, and mental illness are not in
7 themselves police problems ~~unless~~. *They are health and economic*
8 *problems that have become law enforcement problems because of*
9 *inadequate funding and manpower resources, and the stigma the*
10 *community places upon the mentally ill. Until more resources are*
11 *allocated to community treatment services, health care providers*
12 *and law enforcement will share joint responsibility for dealing*
13 *with severely mentally ill persons. The Police Crisis Intervention*
14 *Training Program used by the San Francisco and San Jose Police*
15 ~~Department~~ *Departments* is an example of one joint effort. It is
16 designed to give law enforcement officers additional resources and
17 skills with which to perform their jobs more effectively.

18 (b) It is critical that law enforcement mental health training be
19 developed for the local community. There are as many differences,
20 if not more, as there are similarities in each community regarding
21 issues involving local police, mental health providers, and
22 mentally ill persons. Local police, local staff from community
23 mental health services and agencies, local mental health
24 advocates, and local mental health consumers must work together
25 to create the training and curriculum that is customized for each
26 particular community.

27 SEC. 2. Section 13515.25 of the Penal Code is amended to
28 read:



1 13515.25. (a) The Commission on Peace Officer Standards
2 and Training shall, on or before June 30, 2001, establish and keep
3 updated a continuing education classroom training course relating
4 to law enforcement interaction with developmentally disabled and
5 mentally ill persons. The training course shall be developed by the
6 commission in consultation with appropriate community, local,
7 and state organizations and agencies that have expertise in the area
8 of mental illness and developmental disability, and with
9 appropriate consumer and family advocate groups. In developing
10 the course, the commission shall also examine existing courses
11 certified by the commission that relate to mentally ill and
12 developmentally disabled persons. The commission shall make
13 the course available to law enforcement agencies in California.

14 (b) The course described in subdivision (a) shall consist of
15 classroom instruction and shall utilize interactive training methods
16 to ensure that the training is as realistic as possible. The course
17 shall include, at a minimum, core instruction in all of the
18 following:

19 (1) The cause and nature of mental illnesses and developmental
20 disabilities.

21 (2) How to identify indicators of mental illness and
22 developmental disability and how to respond appropriately in a
23 variety of common situations.

24 (3) Conflict resolution and de-escalation techniques for
25 potentially dangerous situations involving mentally ill and
26 developmentally disabled persons.

27 (4) Appropriate language usage when interacting with
28 mentally ill and developmentally disabled persons.

29 (5) Alternatives to lethal force when interacting with
30 potentially dangerous mentally ill and developmentally disabled
31 persons.

32 (6) Community and state resources available to serve mentally
33 ill and developmentally disabled persons and how these resources
34 can be best utilized by law enforcement to benefit the mentally ill
35 and developmentally disabled community.

36 (c) The commission shall submit a report to the Legislature by
37 October 1, 2004, that shall include all of the following:

38 (1) A description of the process by which the course was
39 established, including a list of the agencies and groups that were
40 consulted.

(2) Information on the number of law enforcement agencies that utilized, and the number of officers that attended, the course or other courses certified by the commission relating to mentally ill and developmentally disabled persons from July 1, 2001, to July 1, 2003, inclusive.

(3) Information on the number of law enforcement agencies that utilized, and the number of officers that attended, courses certified by the commission relating to mentally ill and developmentally disabled persons from July 1, 2000, to July 1, 2001, inclusive.

(4) An analysis of the Police Crisis Intervention Training (CIT) Program used by the San Francisco and San Jose Police Departments, to assess the training used in these programs and compare it with existing courses offered by the commission in order to evaluate the adequacy of mental illness and developmental disability training available to local law enforcement officers.

(d) The Legislature encourages law enforcement agencies to include the course created in this section, or any other course certified by the commission relating to mentally ill and developmentally disabled persons, as part of their advanced officer training program.

(e) It is the intent of the Legislature to reevaluate, on the basis of its review of the report required in subdivision (c), the extent to which law enforcement officers are receiving adequate training in how to interact with mentally ill and developmentally disabled persons.

SEC. 3. This act is an urgency statute necessary for the immediate preservation of the public peace, health, or safety within the meaning of Article IV of the Constitution and shall go into immediate effect. The facts constituting the necessity are:

To override current law and extend by one year the date by which the Peace Officers Standards and Training Commission is required to submit to the Legislature a specified report relating to peace officer training regarding persons with developmental disabilities or mental illness, it is necessary that this act go into immediate effect.